



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: McDevitt et al.
 Serial No.: 10/034,343
 Filed: 28 December 2001
 For: Modular Prosthesis and Insertion Tool for Bone Structures

Group Art Unit: 3732
 Examiner: E. Robert

Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450



26308

PATENT TRADEMARK OFFICE

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL
 (37 C.F.R. § 1.114)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

NOTE: (Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995.)

1. SUBMISSION REQUIRED UNDER 37 CFR §1.114:

A. Previously submitted
 Consider the amendment(s)/reply under 37 CFR §1.116 previously filed on

 (Any unentered amendment(s) referred to above will be entered.)
 Consider the arguments in the Appeal Brief or Reply Brief previously filed on

 Other _____

B. Enclosed
 Amendment/Reply
 Affidavit(s)/Declaration(s)
 Information Disclosure Statement (IDS)
 Other _____ Supplemental Declaration

2. MISCELLANEOUS

A. Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of _____ months

B. Other _____

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

I hereby certify that, on the date shown below, this correspondence is being deposited with the United States Postal Service in an envelope addressed as follows: Mail Stop RCE, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date 28 July 2004
 08/03/2004 CCHAU1 00000080 10034343
 01 FC:2252 210.00 OP
 08/03/2004 CCHAU1 00000080 10034343
 02 FC:2801 385.00 OP

Linda S. Wenzel
 (type or print name of person mailing paper)
 Linda S. Wenzel
 (Signature of person mailing paper)

3. **EXTENSION OF TIME**

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply

(complete (a) or (b) as applicable)

(a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

Extension <u>(months)</u>	Fee for other than <u>Small Entity</u>	Fee for <u>Small Entity</u>
[] one month	\$ 110.00	\$ 55.00
[x] two months	\$ 420.00	\$ 210.00
[] three months	\$ 950.00	\$ 475.00
[] four months	\$1480.00	\$ 740.00
[] five months	\$2010.00	\$1005.00

Fee: \$ 210.00

If an additional extension of time is required please consider this a petition therefor.

(check and complete the next item, if applicable)

An extension for _____ months has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request: \$ _____

OR

(b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

4. **FEES**

The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

A. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-2360

RCE fee required under 37 CFR §1.17(e)

Extension of Time Fee (37 CFR §§1.136 and 1.17)

IDS Fee (\$180.00)

Other

B. RCE Fee

\$770.00 (large entity)

\$385.00 (small entity)

C. Extension Fee: \$210.00

D. IDS Fee (\$180.00)

TOTAL FEES ENCLOSED: \$595.00

Patricia A. Limbach
SIGNATURE OF ATTORNEY

Reg. No. 50,295

Patricia A. Limbach
(type or print name of attorney)
RYAN KROMHOLZ & MANION, S.C.
Post Office Box 26618
(P.O. Address)
Milwaukee, Wisconsin 53226

Tel. No. (262) 783-1300

Customer No. 26308